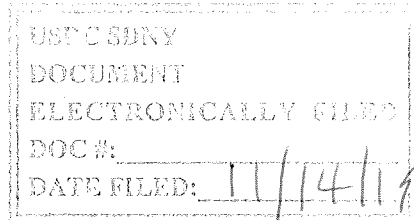


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK



-----X  
BROADCAST MUSIC, INC., SCREEN :  
GEMS-EMI MUSIC INC. RONDOR MUSIC :  
INTERNATIONAL, INC. d/b/a IRVING :  
MUSIC, WELSH WITCH MUSIC, COMBINE :  
MUSIC CORP., and EMI CONSORTIUM :  
SONGS, INC. d/b/a EMI FULL NELSON :  
MUSIC, :

Plaintiffs, :

v. :

WAHTER, INC. d/b/a BOURBON STREET :  
OF MONROE a/k/a BOURBON STREET :  
BAR AND GRILL, and SCOTT M. BENOIT, :  
Defendants. :

**ORDER**

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On October 8, 2019, plaintiffs Broadcast Music, Inc., Screen Gems-EMI Music Inc., Rondor Music International, Inc., Welsh Witch Music, Combine Music Corp., and EMI Consortium Songs filed a complaint against Wahter, Inc. and Scott M. Benoit (together "defendants"). (Doc. #1).

On October 24, 2019, plaintiffs docketed proofs of service, indicating service on Benoit on October 12, 2019, and service on Wahter, Inc. on October 15, 2019. (Docs. ##11, 12). Benoit had until November 4, 2019, to respond to the complaint. Wahter, Inc. had until November 5, 2019, to respond to the complaint.

To date, defendants have not answered, moved, or otherwise responded to the complaint.

Accordingly, provided that defendants remain in default, plaintiffs are ORDERED to seek a certificate of default as to defendants by November 27, 2019, and thereafter to move for default judgment by December 4, 2019. **If plaintiffs fail to satisfy either deadline, the Court may dismiss the case without prejudice for failure to prosecute or failure to comply with court orders. Fed. R. Civ. P. 41(b).**

Dated: November 13, 2019  
White Plains, NY

SO ORDERED:

Vincent L. Briccetti  
United States District Judge